IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

CHRISTOPHER M. SWISHER,

#244 848,

Plaintiff,

2:07-CV-75-WKW v.

C/O RODGERS C/O I

Defendant.

ORDER

Upon consideration of the April 17, 2007 objections to the Recommendation of the Magistrate Judge, and for good cause, it is

ORDERED that the Recommendation of the Magistrate Judge entered April 5, 2007 (Doc. No. 10) be and is hereby VACATED.

Done, this 18th day of April 2007.

/s/ Terry F. Moorer

TERRY F. MOORER UNITED STATES MAGISTRATE JUDGE